

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION

JOINT APPROPRIATIONS SUBCOMMITTEE ON EDUCATION AND CULTURAL RESOURCES

Call to Order: By **CHAIRMAN ROYAL JOHNSON**, on February 1, 1999 at
8:05 A.M., in Room 312 - 2 Capitol.

ROLL CALL

Members Present:

Rep. Royal Johnson, Chairman (R)
Sen. Daryl Toews, Vice Chairman (R)
Rep. Peggy Bergsagel (R)
Rep. Rosalie (Rosie) Buzzas (D)
Sen. Greg Jergeson (D)
Sen. Ken Miller (R)

Members Excused: None.

Members Absent: None.

Staff Present: Amy Carlson, OBPP
Marty Eddleman, Committee Secretary
Sandy Whitney, Legislative Branch

Please Note: These are summary minutes. Testimony and
discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: University System, 2/1/1999
Executive Action:

EXHIBIT(jeh25a01)

Senator Miller was absent but gave his proxy to Senator Toews.

Chairman Royal Johnson called the meeting to order at 8:05 a.m.
{Tape : 1; Side : A; Approx. Time Counter : 1}

EXHIBIT(jeh25a02)

EXHIBIT(jeh25a03)

Senator Miller arrives.

{Tape : 1; Side : A; Approx. Time Counter : 2.9}2

HEARING ON UNIVERSITY SYSTEM

Questions from Committee Members and Responses:

Senator Toews- maintenance of buildings.

Senator Jergeson - projection enrollments.

Senator Toews - distance learning.

Rep. Buzzas - class sizes

(Tape : 1; Side : A; Approx. Time Counter : 4.3 - Tape : 2; Side : a; Approx. Time Counter : 2.5)

Commission Crofts on efficiency

EXHIBIT(jeh25a04)

{Tape : 2; Side : A; Approx. Time Counter : 2.9}

Sandy Whitney explains pages E-67 - E-71.

{Tape : 2; Side : A; Approx. Time Counter : 8.2 - 16}

Questions from Committee Members and Responses:

{Tape : 2; Side : A; Approx. Time Counter : 16.4 - 29.2}

EXECUTIVE ACTION ON UNIVERSITY SYSTEM

Motion/Vote: REP. BERGSAGEL moved TO LINE ITEM PERSONAL SERVICES AND REMOVE \$16,000. Motion carried 6-0.

{Tape : 2; Side : B; Approx. Time Counter : 0.1}

Motion/Vote: SEN. JERGESON moved TO APPROVE PRESENT LAW ADJUSTMENTS ON PAGE E-70. Motion carried 6-0.

{Tape : 2; Side : B; Approx. Time Counter : 0.6}

Break for 10 minutes.

Reconvened at 9:50 a.m.

{Tape : 2; Side : B; Approx. Time Counter : 2.6}

Sandy Whitney explains Student Assistance Program on page E-72

{Tape : 2; Side : B; Approx. Time Counter : 3.1}

Amy Carlson comments.

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Sandy Whitney explains page E-73

{Tape : 2; Side : B; Approx. Time Counter : 7.8}

Sandy Whitney explains page E-74

Questions and comments following from Senator Miller and
Commissioner Crofts.

{Tape : 2; Side : B; Approx. Time Counter : 11.3 - 15.9}

Sandy Whitney explains table 6 on pages E-74 and E-75

{Tape : 2; Side : B; Approx. Time Counter : 16}

Amy Carlson explains

EXHIBIT(jeh25a05)

{Tape : 2; Side : B; Approx. Time Counter : 18.7}1

Questions from Committee Members and Responses:

{Tape : 2; Side : B; Approx. Time Counter : 22 - 24.5}

Sandy Whitney explains E-75 - E-78

{Tape : 2; Side : B; Approx. Time Counter : 24.8}

Questions from Committee Members and Responses:

{Tape : 3; Side : A; Approx. Time Counter : 0.1 - 7}

Motion/Vote: SEN. JERGESON moved TO ACCEPT BASE BUDGET ON PAGE
E-72. Motion carried 6-0.

{Tape : 3; Side : A; Approx. Time Counter : 7.4}

Motion/Vote: REP. BERGSAGEL moved TO APPROVE DP-202 ON PAGE E-
75. Motion carried 6-0.

{Tape : 3; Side : A; Approx. Time Counter : 8.4}

Motion: REP. BERGSAGEL moved TO APPROVE DP-203 WITH THE NEW
LANGUAGE THAT STATES THAT THE STUDENT WOULD RETURN TO THE STATE
FOR 2 YEARS AFTER RESIDENCY OR REPAY THE COST OF THE LOAN.

{Tape : 3; Side : A; Approx. Time Counter : 8.7}

Discussion:

Substitute Motion: SEN. JERGESON made a substitute motion THAT
THE COMMITTEE WOULD ACCEPT THE BUDGET FOR WWAMI WITHOUT LANGUAGE.

{Tape : 3; Side : A; Approx. Time Counter : 9.3}

Discussion:

EXHIBIT(jeh25a06)

Senator Jergeson's motion fails 3-3 with Toews, Miller, and
Bergsagel voting no.

{Tape : 3; Side : A; Approx. Time Counter : 20.7}

Considering original motion

Discussion:

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Motion: REP. BERGSAGEL moved TO AMEND THE MOTION TO REMOVE THE
4% SURCHARGE ON TUITION.

{Tape : 3; Side : A; Approx. Time Counter : 24.9}

Discussion:

Senator Jergeson requested motion be divided

{Tape : 3; Side : B; Approx. Time Counter : 6.8}

Voting on the motion to require the student taking advantage of
the WWAMI program to return to practice in Montana for two years
or repay the loan.

motion passes 4-2 with Jergeson and Buzzas voting no.

{Tape : 3; Side : B; Approx. Time Counter : 9.6}

Voting on acceptance of WWAMI program present law adjustment
motion carries 6-0

{Tape : 3; Side : B; Approx. Time Counter : 11.6}

Motion/Vote: REP. BERGSAGEL moved TO HAVE COMMITTEE BILL ON THIS
SUBJECT. Motion failed 4-2 with Buzzas and Jergeson voting no.

Needed 3/4ths vote. Since students cannot be required to practice
in Montana without statutory change, this vote negates the
requirement approved above and action was put on hold.

{Tape : 3; Side : B; Approx. Time Counter : 13}

Motion/Vote: REP. BUZZAS moved TO ACCEPT DP-204 ON PAGE E-76.

Motion carried 6-0.

{Tape : 3; Side : B; Approx. Time Counter : 14.5}

Motion: SEN. TOEWS moved TO ACCEPT NEW PROPOSAL DP-201 ON PAGE
E-77 AS ONE TIME ONLY.

Discussion:

Substitute Motion/Vote: SEN. MILLER made a substitute motion TO
REMOVE ONE TIME ONLY. Substitute motion carried 5-1 with
Bergsagel voting no.

{Tape : 3; Side : B; Approx. Time Counter : 17.6}

Motion: SEN. JERGESON moved AS A NEW PROPOSAL TO ADD 1 NEW
VETERINARY SLOT IN YEAR 2000 AND 2 NEW VETERINARY SLOTS AND ON
CONTINUING SLOT IN YEAR 2001.

Discussion:

Motion carries 4-2 with Johnson and Bergsagel voting no.

{Tape : 3; Side : B; Approx. Time Counter : 18.2 - 21}

Motion/Vote: REP. BUZZAS moved TO ACCEPT BASE BUDGET ON PAGE E-
79. Motion carried 5-1 with Bergsagel voting no.

{Tape : 3; Side : B; Approx. Time Counter : 21.8}

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Motion/Vote: REP. BUZZAS moved TO ACCEPT STATEWIDE PRESENT LAW
ADJUSTMENTS ON PAGE E-79. Motion carried 5-1 with Bergsagel
voting no.

{Tape : 3; Side : B; Approx. Time Counter : 22.5}

Motion/Vote: SEN. TOEWS moved TO APPROVE DP-301 ON PAGE E-79.
Motion carried 5-1 with Bergsagel voting no.

{Tape : 3; Side : B; Approx. Time Counter : 23}

Discussion on Talent Search on page E-83

Senator Jergeson leaves. Rep. Buzzas has his proxy.

{Tape : 3; Side : B; Approx. Time Counter : 24}

Vote: Motion TO APPROVE BASE BUDGET ON PAGE E-83 carried 6-0.

{Tape : 3; Side : B; Approx. Time Counter : 24.6}

Motion/Vote: SEN. MILLER moved TO APPROVE PRESENT LAW
ADJUSTMENTS ON PAGE E-83. Motion carried 6-0.

{Tape : 3; Side : B; Approx. Time Counter : 25}

Discussion on New Proposal DP-601 on page E-84

Senator Jergeson returns.

{Tape : 3; Side : B; Approx. Time Counter : 25 - 26.4}

Motion/Vote: REP. BUZZAS moved TO ACCEPT DP-601 ON PAGE E-84.
Motion failed 3-3 with Bergsagel, Jergeson, and Miller voting no.

{Tape : 3; Side : B; Approx. Time Counter : 27}

Sandy Whitney explains DP-602 on page E-84

*{Tape : 3; Side : B; Approx. Time Counter : 27.6 - end of tape
side B}*

Motion/Vote: SEN. JERGESON moved TO APPROVE DP-602. Motion
carried 4-2 with Bergsagel and Miller voting no.

{Tape : 4; Side : A; Approx. Time Counter : 0.1}

Sandy Whitney explains exhibit 3

{Tape : 4; Side : A; Approx. Time Counter : 0.8}

Discussion on Perkins Program on page E-85

{Tape : 4; Side : A; Approx. Time Counter : 1.6}

Motion: REP. BERGSAGEL moved to APPROVE BASE REMOVING THE GENDER
EQUITY POSITION.

Discussion:

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Substitute Motion: REP. BUZZAS made a substitute motion TO
APPROVE THE BASE THE WAY IT WAS WRITTEN.

Discussion:

Senator Toews wanted the record to say he said 'we need to clean
up this program'.

Discussion:

Substitute motion fails 3-3 with Toews, Miller, and Bergsagel
voting no.

More Discussion.

Rep. Bergsagel withdrew her motion.

{Tape : 4; Side : A; Approx. Time Counter : 2 - 23.9}

Motion/Vote: SEN. TOEWS moved TO ACCEPT BASE ON PAGE E-85.

Motion carried 6-0.

{Tape : 4; Side : A; Approx. Time Counter : 24}

Motion/Vote: SEN. JERGESON moved TO ACCEPT STATEWIDE PRESENT LAW
ADJUSTMENTS ON E-85. Motion carried 6-0.

{Tape : 4; Side : A; Approx. Time Counter : 25.1}

Motion/Vote: REP. BUZZAS moved TO ACCEPT DP-801 ON PAGE E-85.

Motion carried 6-0.

{Tape : 4; Side : A; Approx. Time Counter : 25.8}

Motion: REP. BUZZAS moved TO ACCEPT DP-802 ON PAGE E-85.

Discussion:

Motion fails 4-2 with Jergeson and Buzzas voting yes.

Motion/Vote: REP. BUZZAS moved TO ACCEPT DP-803 ON PAGE E-86.

Motion carried 4-2 with Bergsagel and Miller voting no.

{Tape : 4; Side : B; Approx. Time Counter : 0.1}

Sandy Whitney explains E-104 and E-105

{Tape : 4; Side : B; Approx. Time Counter : 0.4}

Motion/Vote: REP. BUZZAS moved TO ACCEPT BASE BUDGET ON PAGE E-
104. Motion carried 6-0.

{Tape : 4; Side : B; Approx. Time Counter : 1.6}

Motion/Vote: SEN. JERGESON moved TO APPROVE PRESENT LAW
ADJUSTMENT ON PAGE E-104. Motion carried 6-0.

{Tape : 4; Side : B; Approx. Time Counter : 2.2}

Motion: SEN. JERGESON moved TO ACCEPT DP-1201 ON PAGE E-104.

Discussion:

Motion fails 3-3 with Toews, Miller, and Bergsagel voting no.

{Tape : 4; Side : B; Approx. Time Counter : 6.4}

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Sandy Whitney explains DP-1202 on page E-104

Discussion

{Tape : 4; Side : B; Approx. Time Counter : 6.6 - 9.4}

Motion/Vote: SEN. TOEWS moved TO APPROVE DP-1202 ON PAGE E-104.

Motion carried 6-0.

{Tape : 4; Side : B; Approx. Time Counter : 10.3}

Discussion on DP-1203 on page E-104

Karen Wing on Student Loan Program

Patty Davis on Guaranteed Student Loan

{Tape : 4; Side : B; Approx. Time Counter : 10.8 - 18}

Motion: SEN. JERGESON moved TO APPROVE DP-1203 ON E-104.

Rep Bergsagel leaves with Senator Miller having her proxy.

motion fails 3-3 with Toews, Miller, and Bergsagel voting no.

{Tape : 4; Side : B; Approx. Time Counter : 18.8 - 19.9}

Motion/Vote: SEN. TOEWS moved TO GIVE \$100,000 EACH YEAR. Motion failed 1-3 with Toews voting aye and JERGESON AND BUZZAS ABSTAINS.

{Tape : 4; Side : B; Approx. Time Counter : 20.8}

Discussion

{Tape : 4; Side : B; Approx. Time Counter : 22.1 - 24}

Rep. Bergsagel returns.

{Tape : 4; Side : B; Approx. Time Counter : 22.6}

DP-1203 was left open.

**EXECUTIVE ACTION ON BOARD OF REGENTS ADMINISTRATION PAGE E-106
AND E-107**

Motion/Vote: SEN. TOEWS moved TO ACCEPT BASE BUDGET. Motion carried 6-0.

{Tape : 4; Side : B; Approx. Time Counter : 25}

Motion: REP. BERGSAGEL moved TO ACCEPT PRESENT LAW ADJUSTMENTS ON PAGE E-106.

Discussion:

Substitute Motion: SEN. JERGESON made a substitute motion TO APPROVE DP-1301.

Chairman Johnson ruled motion out of order.

Rep. Bergsagel's motion passes 6-0

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*{Tape : 4; Side : B; Approx. Time Counter : 26 - Tape : 5; Side :
A; Approx. Time Counter : .2}*

Motion/Vote: SEN. JERGESON moved TO APPROVE DP-1301. Motion
carried 6-0.

{Tape : 5; Side : A; Approx. Time Counter : 0.4}

Sandy Whitney explains DP-1302 on page E-107

{Tape : 5; Side : A; Approx. Time Counter : 0.8}

Discussion

{Tape : 5; Side : A; Approx. Time Counter : 2.6 - 6}

Motion/Vote: SEN. JERGESON moved TO APPROVE DP-1302 ON PAGE E-
107. Motion failed 2-4 with Buzzas and Jergeson voting aye.

{Tape : 5; Side : A; Approx. Time Counter : 6.5}

Motion/Vote: REP. BERGSAGEL moved TO APPROVE Base and DP-20 ON
PAGE E-108. Motion carried 6-0.

{Tape : 5; Side : A; Approx. Time Counter : 7.5}

Chairman Johnson adjourns meeting at 12:15 p.m.

{Tape : 5; Side : A; Approx. Time Counter : 7.7}

ADJOURNMENT

Adjournment: 12:15 P.M.

REP. ROYAL JOHNSON, Chairman

MARTY EDDLEMAN, Secretary

RJ/ME

EXHIBIT (jeh25aad)